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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/767,177	01/30/2004	Keith R. Carver	41489	4696

1609 7590 11/16/2006

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EXAMINER

ART UNIT PAPER NUMBER

DATE MAILED: 11/16/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

NOTIFICATION OF NON-COMPLIANCE WITH THE REQUIREMENTS OF 37 CFR 41.37(c)

Re: Summary of the Claimed Subject Matter

The brief does not contain a concise explanation of the subject matter defined in each of the independent claims involved in the appeal, referring to the specification by page and line number, and to the drawing, if any, by reference characters; and/or does not identify the structure, material, or acts described in the specification as corresponding to each claimed function for every means plus function and step plus function for each independent claim involved in the appeal and for each dependent claim argued separately by reference to the specification by page and line number, and to the drawing, if any, by reference characters, as required by 37 CFR 41.37(c)(1)(v).

Appellant's Summary of the claimed subject matter does not refer to the specification by line number.

Appellant is presenting arguments for a number of depend claims. However, there is no corresponding concise explanation of the subject matter.

Re: Arguments

Each ground of rejection must be treated under a separate heading. For each ground of rejection applying to two or more claims, the claims may be argued separately or as a group. Any claim argued separately should be placed under a subheading identifying the claim by number. A statement which merely points out what a claim recites will not be considered an argument for separate patentability of the claim. See 37 CFR 41.37(c)(1)(vii).

Art Unit: 2833

Appellant has grouped claims 1, 4 and 15 together. However, it appears that Appellant arguing the limitations of claims 4 and 15 separately. Accordingly, claims 4 and 15 should have a separate subheading. Appellant is required to review the remaining arguments to ensure that each claim argued separately should be placed under a subheading.

Appellant has placed claims 11 and 21 under a separate subheading. However, Appellant has only presented a statement which merely points out what a claim recites. These claims should not have a separate subheading.

Re: Period for Reply

Appellant is required to comply with provisions of 37 CFR 41.37(c). To avoid dismissal of the appeal, Appellant must comply with the provisions of 37 CFR 41.37(c) within ONE MONTH or THIRTY DAYS, whichever is longer, from the mailing of this communication. Extensions of time may be granted under 37 CFR 1.136.

-- The mailing date of this communication appear on the cover sheet with the correspondence address --



Felix O. Figueroa
Art Unit 2833